

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: **Michael K. O'Hara** :
APPLICATION SERIAL NO.: **10/595,784** : Examiner: **Nina Archie**
FILING DATE: **May 11, 2006** : Group Art Unit: 1645
TITLE: Use of antibiotics as vaccine adjuvants

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE & AMENDMENT TO RESTRICTION REQUIREMENT

This reply is in response to the Office Action mailed December 14, 2007. The time for response is January 14, 2008. Accordingly, this response is timely filed.

RESPONSE TO RESTRICTION REQUIREMENT

The Examiner requested that Applicants elect a single invention from Group I (claims 19-21, 25-26, 28, 29-32, 33-36), Group II (Claims 22-24 and 27), Group III (Claim 37), Group IV (Claims 38-40), Group V (Claim 41) or Group VI (Claims 42-43).

Applicants hereby elect Group II (Claims 22-24 and 27). Applicants request, however, that Claims 28, 31 and 32 – dependent from Claim 27 – be included in Group II. Applicants also request the rejoinder of Group VI, Claims 42-43, drawn to a method of preventing a disease comprising the administration of the compositions of Claims 22 and 24 upon a proper finding of patentability.

In response to the Restriction Requirement, please amend the claims as follows: